Writ Petition no. 1567 (S/S) of 2001
(Old No. 39454 of 1998)

Rajpal Singh ……. Petitioner

Vs.

Divisional Jt. Director
and others …… Respondents
……..

**Hon.A.A.Desai,C.J.**
**Hon.M.C.Jain,J.**

Heard learned counsel for the petitioner and learned C.S.C.

The petitioner was a teacher in an aided school and was transferred in pursuance of the provisions of U.P.Education Manual. His grievance with the transferred institution is that he was placed at the bottom and persons of the lower grade are shown above him. The contention is that he was holding L.T.Grade whereas in the seniority he was placed below J.T.C. and C.T.Grade. In support of his grievance, he placed reliance on document marked as Annexure 10. We have perused the same. Prima facie it does not appear to be a gradation list. Apparently. It is a copy of pay roll. The standing counsel appearing for the respondent made a statement that as per the provisions under the manual the petitioner is placed at the bottom of L.T.grade and not below the personnel from J.T.C./ C.T. This is in conformity with the provisions in the Manual since the petitioner was transferred on his own request.

In view of the stand as taken by the respondents. The grievance of the petitioner does not subsist. even though it is based on misconception.

The writ is, therefore, dismissed.

**(M.C.Jain,J.)** **(A.A.Desai,C.J.)**

**Dt. 14.09.2001**
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